

McMORAN, O'CONNOR & BRAMLEY  
A Professional Corporation  
Ramshorn Executive Centre  
Building D, Suite D-1  
2399 Highway 34  
Manasquan, New Jersey 08736  
(732) 223-7711  
Attorneys for Petitioner,  
Charles Arentowicz

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X		
CHARLES ARENTOWICZ,	:	07 Civ. 6092 (LAP)
	:	
Petitioner,	:	ECF Case
	:	
- against -	:	<b>CERTIFICATION OF</b>
	:	<b>BRUCE P. McMORAN</b>
CAP GEMINI ERNST & YOUNG U.S.,LLC,	:	
	:	
Respondents.	:	
-----X		

**BRUCE P. McMORAN**, of full age, upon his oath, deposes and says:

1. I am a shareholder in the law firm of McMoran, O'Connor & Bramley, P.C., counsel to petitioner Charles Arentowicz ("Arentowicz"), and an attorney admitted to practice law in New York. I am one of the attorneys responsible for the daily handling of this matter and am fully aware of the relevant facts.

2. This certification is submitted in support of Arentowicz's motion to vacate the Final Award of Arbitrators Rosemary Townley, Esq. and Alfred G. Feliu, Esq., dated April 4, 2007, because it was rendered in manifest disregard of the law.

3. A true and accurate copy of the Pre-Hearing Brief on behalf of Charles Arentowicz is attached hereto as Exhibit A.

4. A true and accurate copy of the Pre-Hearing Brief on behalf of Cap Gemini Ernst & Young U.S. LLC ("CGE&Y") is attached hereto as Exhibit B

5. True and accurate copies of the arbitration hearing transcripts from December 4, 5 and 6, 2006 are attached hereto as Exhibit C.

6. A true and accurate copy of the Post-Hearing Brief on behalf of Charles Arentowicz is attached hereto as Exhibit D.

7. A true and accurate copy of the Post-Hearing Brief on behalf of CGE&Y is attached hereto as Exhibit E.

8. A true and accurate copy of the Post-Hearing Reply Brief on behalf of Charles Arentowicz is attached hereto as Exhibit F.

9. A true and accurate copy of the Post-Hearing Reply Brief on behalf of CGE&Y is attached hereto as Exhibit G.

10. A true and accurate copy of the April 4, 2007 Final Award by Arbitrators Townley and Feliu is attached hereto as Exhibit H.

11. A true and accurate copy of the April 4, 2007 Dissenting Opinion by Arbitrator Maltby is attached hereto as Exhibit I.

12. A true and accurate copy of the Curriculum Vitae of Rosemary A. Townley, Esq., as provided by the American Arbitration Association, is attached hereto as Exhibit J.

13. A true and accurate copy of the Curriculum Vitae of Alfred Feliu, Esq., as provided by the American Arbitration Association, is attached hereto as Exhibit K.

14. True and accurate copies of all exhibits admitted into evidence at the hearing on behalf of Charles Arentowicz are provided herewith in a separately bound exhibit book as Exhibits R-1 to R-65.

15. True and accurate copies of all exhibits admitted into evidence at the hearing on behalf of CGE&Y are provided herewith in a separately bound exhibit book as Exhibits CG-1 to CG-47.

I hereby certify that the foregoing statements made by me are true and accurate to the best of my knowledge. I am aware that if any of the statements made by me are willfully false, I am subject to punishment.

By: s/ Bruce P. McMoran  
BRUCE P. McMORAN (BM1809)

Dated: September 10, 2007

McMORAN, O'CONNOR & BRAMLEY  
A Professional Corporation  
Ramshorn Executive Centre  
Building D, Suite D-1  
2399 Highway 34  
Manasquan, New Jersey 08736  
(732) 223-7711  
Attorneys for Petitioner,  
Charles Arentowicz

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X		
CHARLES ARENTOWICZ,	:	07 Civ. 6092 (LAP)
	:	
Petitioner,	:	ECF Case
	:	
- against -	:	
	:	<b>NOTICE OF PERMISSION</b>
CAP GEMINI ERNST & YOUNG U.S.,LLC,	:	<b>TO FILE EXHIBITS AND</b>
	:	<b>ATTACHMENTS IN HARD</b>
Respondents.	:	<b>COPY FORM</b>
	:	
-----X		

By Order dated August 15, 2007, the Hon. Loretta A. Preska, U.S.D.J. granted petitioner Charles Arentowicz ("Petitioner") permission to serve and file the attachments and exhibits to his Motion to Vacate Arbitration Award in hard copy form. Therefore, Exhibits A through K to the Certification of Bruce P. McMoran, Esq., as well as: (a) exhibits admitted into evidence at the arbitration hearing on behalf of Petitioner, Exhibits R-1 to R-65; and (b) exhibits admitted into evidence at the arbitration hearing on behalf of Cap Gemini Ernst & Young U.S. LLC, Exhibits CG-1 to CG-47, have not been filed electronically.

The exhibits and attachments to Petitioner's Motion to Vacate Arbitration Award have been filed separately in hard copy form with the Clerk, Southern District of New York, and have been served on counsel for Cap Gemini Ernst & Young U.S. LLC, Gerald Silver, Esq. via

Federal Express. Courtesy copies of these exhibits and attachments have also been provided to the Hon. Loretta A. Preska, U.S.D.J.

McMORAN, O'CONNOR & BRAMLEY, P.C.  
Ramshorn Executive Centre  
2399 Highway 34  
Bldg. D, Suite D-1  
Manasquan, New Jersey 08736  
(732) 223-7711  
Attorneys for Charles Arentowicz

By: s/ Douglas S. Bramley  
DOUGLAS S. BRAMLEY (DB6951)

Dated: September 10, 2007

McMORAN, O'CONNOR & BRAMLEY, P.C.  
Ramshorn Executive Centre  
Building D, Suite D-1  
2399 Highway 34  
Manasquan, New Jersey 08736  
(732) 223-7711  
Attorneys for Petitioner,  
Charles Arentowicz

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

CHARLES ARENTOWICZ,

Petitioner,

- against -

CAP GEMINI ERNST &amp; YOUNG U.S.,LLC,

Respondents.

07 Civ. 6092 (LAP)

ECF Case

## ORDER

THIS MATTER having been opened to the Court by McMoran, O'Connor & Bramley, P.C., counsel for Petitioner Charles Arentowicz, by way of Notice of Motion, and the Court having considered the submissions of the parties on the motion, and it appearing that vacation of the Final Award of Arbitrators Rosemary Townley, Esq. and Alfred Feliu, Esq., dated April 4, 2007, is appropriate under the circumstances of this case, and for good cause shown;

IT IS on this \_\_\_\_\_ day of \_\_\_\_\_, 2007

ORDERED that the Final Award of Arbitrators Rosemary Townley, Esq. and Alfred Feliu, Esq., dated April 4, 2007, is hereby vacated; and

IT IS FURTHER ORDERED that this matter is remanded to the Arbitration Panel with instructions to: (a) find in favor of Charles Arentowicz on his claim under the New Jersey Law

Against Discrimination, N.J.S.A. 10:5-1, *et. seq.*, as a matter of law; and (b) determine damages, including attorney's fees.

---

Hon. Loretta A. Preska, U.S.D.J.